

DOCKET NO: 245233US25

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :  
 GARRETT J. YOUNG : EXAMINER: HAISSA PHILOGENE  
 SERIAL NO: 10/727,517 :  
 FILED: DECEMBER 5, 2003 : GROUP ART UNIT: 2828  
 FOR: DYNAMIC COLOR MIXING LED :  
 DEVICE :

**PETITION FOR WITHDRAWAL OF  
 APPLICATION FROM ISSUE UNDER 37 C.F.R. 1.313(c)(2)**

BOX: DAC  
 COMMISSIONER FOR PATENTS  
 ALEXANDRIA, VIRGINIA 22313  
 ATTN: OFFICE OF PETITIONER

**FAX RECEIVED**

DEC 16 2005

**OFFICE OF PETITIONS**

SIR:

Applicants hereby petition the Commissioner to withdraw the above-identified application from issue under the provisions of 37 C.F.R. § 1.313(c)(2) in order to correct allowed Claim 9, which erroneously amended to depend from Claim 1 rather than original Claim 9. indicated as including allowable subject matter, being amended to be in independent form. The Issue Fee was paid in this application on September 23, 2005 as evidenced by the enclosed date-stamped filing receipt. A Request for Continued Examination and an Amendment Under 37 CFR 1.114 placing original Claim 9 in independent form are being concurrently filed herewith. Favorable consideration of this petition is respectfully requested.

Application No. 10/727,517  
Reply to Notice of Allowance dated August 12, 2005

The required fee of \$130.00 is enclosed herewith by credit card form and any further charges may be made against the Attorney of Record's Deposit Account No. 15-0030. A duplicate copy of this petition is attached.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.



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(OSM/MN 06/04)

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